

Information Disclosure Statement

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: September 8, 2010 Electronic Signature for William C. Geary III, William C. Geary III/

Docket No.: 022956-0235(MIT-5023)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Alexander M. Harmon et al.

Application No.: 10/729,046

Confirmation No.: 9312

Filed: December 5, 2003

Art Unit: 3774

For: **VIALE TISSUE REPAIR IMPLANTS AND
METHODS OF USE**

Examiner: A. J. Stewart

INFORMATION DISCLOSURE STATEMENT (IDS)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

Applicants also bring to the attention of the Examiner the following related applications, the prosecution of which may be relevant to the pending application:

- **Appl. No. 10/775,034 of Kladakis et al.** (see Office Actions dated November 30, 2006, April 30, 2007, May 7, 2007, May 2, 2008, December 11, 2008, July 29, 2009, and January 14, 2010)
- **Appl. No. 10/729,046 of Harmon et al.** (see Office Actions dated June 17, 2005, December 19, 2005, March 7, 2006, May 15, 2006, November 8, 2006, February 23, 2007, May 24, 2007, March 27, 2008, August 18, 2008, October 2, 2008, March 25, 2009, July 27, 2009, November 3, 2009, and Notice of Allowance dated June 15, 2010)

- Appl. No. 10/723,982 of Binette et al., now U.S. Patent No. 7,316,822 (see Office Actions dated July 27, 2006, January 4, 2007, April 18, 2007, May 16, 2007, and Notice of Allowance dated August 17, 2007)
- Appl. No. 10/374,754 of Binette et al. (see Office Actions dated March 24, 2006, September 1, 2006, February 26, 2007, May 15, 2007, September 1, 2007, March 18, 2008, September 16, 2008, December 4, 2008, September 9, 2009, December 18, 2009, and Notice of Allowance dated June 21, 2010)
- Appl. No. 10/374,772 of Gosiewska et al. (see Office Actions dated April 19, 2006, September 14, 2006, May 16, 2007, December 3, 2007, February 29, 2008, September 2, 2008, February 27, 2009, June 8, 2009, and January 4, 2010)
- Appl. No. 10/828,838 of Dhanaraj et al. (see Office Actions dated May 4, 2007, December 31, 2007, March 19, 2008, June 24, 2008, October 16, 2008, March 12, 2009, July 21, 2009, October 30, 2009, March 10, 2010, and Notice of Allowance dated May 25, 2010)
- Appl. No. 11/427,477 of Dhanaraj et al. (see Office Actions dated August 8, 2008, January 15, 2009, March 24, 2009, September 28, 2009, March 10, 2010, and Notice of Allowance dated June 8, 2010)
- Appl. No. 10/610,362 of Malaviya et al. (see Office Actions dated August 9, 2005, February 3, 2006, April 14, 2006, July 31, 2006, February 5, 2007, April 12, 2007, August 8, 2007, January 28, 2008, July 11, 2008, October 10, 2008, April 28, 2009, July 13, 2009, October 15, 2009, March 26, 2010 and July 14, 2010)
- Appl. No. 09/747,488 of Bowman et al., now U.S. Patent No. 6,852,330 (see Office Actions dated October 22, 2002, March 12, 2003, July 28, 2003, February 12, 2004 and Notice of Allowance dated September 28, 2004)
- Appl. No. 10/022,182 of Melican et al., now abandoned (see Office Actions dated November 17, 2003, May 5, 2004, November 26, 2004, and June 16, 2005)

- **Appl. No. 10/320,751 of Binette et al., now U.S. Patent No. 6,884,428(see Office Action dated May 3, 2004 and Notice of Allowance dated October 20, 2004)**
- **Appl. No. 11/280,189 of Bowman et al. (see Office Action dated September 15, 2009, March 3, 2010 and August 19, 2010)**
- **Appl. No. 10/638,562 of Binette et al. (see Office Actions dated December 9, 2005, August 23, 2006, November 9, 2006, January 11, 2007, July 9, 2007, September 26, 2007, January 11, 2008, October 9, 2008, January 28, 2009, June 19, 2009, January 15, 2010, and April 22, 2010)**
- **Appl. No. 11/947,384 of Binette et al.**
- **Appl. No. 10/458,615 of Melican et al., now abandoned (see Office Actions dated September 27, 2005, February 22, 2006, May 31, 2006, November 27, 2006, and May 30, 2007)**

This Information Disclosure Statement, pursuant to 37 CFR 1.114(c), accompanies the Request for Continued Examination (37 CFR 1.114) submitted herewith.

In accordance with 37 CFR 1.98(a)(2)(ii), Applicant has not submitted copies of U.S. patents and U.S. patent applications. Applicant submits herewith copies of foreign patents and non-patent literature in accordance with 37 CFR 1.98(a)(2).

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in § 1.56 (b).

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

The Director is hereby authorized to charge any deficiency in the fees filed with this paper, asserted to be filed with this paper or which should have been filed with this paper to our Deposit Account No. 141449, under Client/Matter No. 022956-0235.

Dated: September 8, 2010

Respectfully submitted,

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